



3-18-05

IFW

PATENT

Attorney Docket No. 249.304

Express Mail Label No. Ev616525736US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Joseph S. Bieganeck, Thomas R. Hetzel and Joan Padgitt  
Serial No. : 10/628,890  
Filed : July 28, 2003  
Title : APPARATUS AND METHOD FOR EVALUATING  
CLEARANCE FROM A CONTOURED SEAT CUSHION

Group Art Unit : 2859  
Confirmation No. : 3853  
Examiner : Yaritaz Guadalupe

RESPONSE TO SECOND OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed December 20, 2004, please amend the application as set forth below in the following Two Parts of this Response.

IN THE CLAIMS:

Part 1 hereof presents the pending claims and shows their status.

REMARKS

Part 2 comments on the above amendments, and the December 20, 2004 office action.



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**CERTIFICATE OF MAILING BY EXPRESS MAIL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby certifies that the attached Amendment Transmittal Letter; Amendment and Response to Second Office Action; Certificate of Mailing by Express Mail; and Return Card, relating to the above application, were deposited as "Express Mail," Mailing Label No. EV616525736US, with the United States Postal Service, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 17th day of March, 2005.

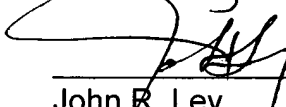
3/17/05

Date

3/17/05

Date

  
\_\_\_\_\_  
Mailer

  
\_\_\_\_\_  
John R. Ley  
Registration No. 27,453  
ATTORNEY FOR APPLICANT

Customer No. 28785

JOHN R. LEY, LLC  
5299 DTC Boulevard, Suite 610  
Greenwood Village, Colorado 80111-3327  
Telephone: (303) 740-9000  
Facsimile: (303) 740-9042

AMENDMENT TRANSMITTAL LETTER

IN RE THE APPLICATION OF: Joseph S. Bieganeck, Thomas R. Hetzel and Joan Padgitt

SERIAL NO: 10/628,890  
DATE FILED: July 28, 2003  
FOR : APPARATUS AND METHOD FOR EVALUATING CLEARANCE FROM A CONTOURED SEAT CUSHION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

TRANSMITTED HERewith IS AN AMENDMENT IN THE ABOVE-IDENTIFIED APPLICATION

☒ Amendment and Response to Second Office Action

FILING FEE HAS BEEN CALCULATED AS SHOWN BELOW:

	(COL. 1) CLAIMS REMAINING AFTER AMENDMENT	(COL. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(COL. 3) PRESENT EXTRA	SMALL ENTITY			LARGE ENTITY	
				RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
TOTAL:	26*	- 27	0**	X \$9 =	\$0.00	OR	X \$18 =	\$0.00
INDEP:	1*	- 3	0***	X \$44 =	\$0.00	OR	X \$88 =	\$0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS				+ \$150 =		OR	+ \$300 =	
ADDITIONAL FEES				TOTAL:	\$0.00	OR	TOTAL:	\$0.00

\*IF THE ENTRY IN COL. 1 IS LESS THAN THE ENTRY IN COL. 2, WRITE "0" IN COL. 3.

\*\*IF THE "HIGHEST NUMBER PREVIOUSLY PAID FOR" IN THIS SPACE IS LESS THAN 20, WRITE "20" IN THIS SPACE.

\*\*\*IF THE "HIGHEST NUMBER PREVIOUSLY PAID FOR" IN THIS SPACE IS LESS THAN 3, WRITE "3" IN THIS SPACE.

THE "HIGHEST NUMBER PREVIOUSLY PAID FOR" (TOTAL OR INDEPENDENT) IS THE HIGHEST NUMBER FOUND FROM THE EQUIVALENT BOX IN COL. 1 OF A PRIOR AMENDMENT OR THE NUMBER OF CLAIMS ORIGINALLY FILED.

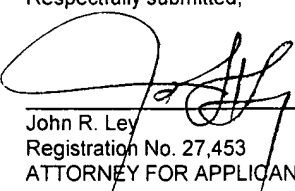
☒ THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE PAYMENT OF THE FOLLOWING FEES ASSOCIATED WITH THIS COMMUNICATION OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 12-1087. **A DUPLICATE COPY OF THIS SHEET IS ENCLOSED.**

☒ ANY FILING FEES UNDER 37 CFR 1.16 FOR THE PRESENTATION OF EXTRA CLAIMS.

☒ ANY PATENT APPLICATION PROCESSING FEES UNDER 37 CFR 1.17.

Dated at Greenwood Village, Colorado, this 17th day of March, 2005.

Respectfully submitted,

  
John R. Ley  
Registration No. 27,453  
ATTORNEY FOR APPLICANT

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